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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

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|---------------------------|---|-------------------------------|
| UNITED STATES OF AMERICA, |) | No. 2:04-cr-00357-MCE |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | PRELIMINARY ORDER OF |
| |) | FORFEITURE REGARDING PERSONAL |
| |) | PROPERTY OF RICHIE MISHAL AND |
| RICHIE MISHAL, |) | FAISAL MOHAMMAD RASHID |
| aka Akram Abdellatif, |) | |
| aka Tom Hanney, and |) | |
| FAISAL MOHAMMAD RASHID, |) | |
| aka Sal, |) | |
| |) | |
| Defendants. |) | |
| |) | |

Based upon the plea agreements entered into between
plaintiff United States of America and defendants Richie Mishal
and Faisal Mohammad Rashid, it is hereby

ORDERED, ADJUDGED AND DECREED as follows:

1. Pursuant to 18 U.S.C. § 982(a)(1) and 21 U.S.C. §
853(a), defendants Richie Mishal and Faisal Mohammad Rashid's
interest in the following property shall be condemned and
forfeited to the United States of America, to be disposed of
according to law:

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- a. Approximately \$22,366 in U.S. Currency seized on or about September 15, 2004; and
- b. Approximately \$15,000 in U.S. Currency seized on or about February 25, 2004.

2. The above-listed property constitutes or was derived from proceeds obtained, directly or indirectly and/or used or intended to be used, in any manner or part, to commit, or to facilitate the commission of violations of 21 U.S.C. §§ 846, 841(c)(2) and 960(d)(3) and/or constitutes property, real or personal, involved in a violation of 18 U.S.C. § 1956, or is property traceable to such property.

3. Pursuant to Rule 32.2(b), the Attorney General (or a designee) shall be authorized to seize the above-listed property. The aforementioned property shall be seized and held by the United States Marshals Service, in its secure custody and control.

4. a. Pursuant to 18 U.S.C. § 982(b)(1), incorporating 21 U.S.C. § 853(n), and Local Rule 83-171, the United States forthwith shall publish at least once for three successive weeks in the Daily Recorder (Sacramento County), a newspaper of general circulation located in the county in which the above-listed property was seized, notice of this Order, notice of the Attorney General's (or a designee's) intent to dispose of the property in such manner as the Attorney General may direct, and notice that any person, other than the defendants, having or claiming a legal interest in the above-listed property must file a petition with the Court within thirty (30) days of the final publication of the notice or of receipt of actual notice, whichever is earlier.

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1 b. This notice shall state that the petition shall be
2 for a hearing to adjudicate the validity of the petitioner's
3 alleged interest in the property, shall be signed by the
4 petitioner under penalty of perjury, and shall set forth the
5 nature and extent of the petitioner's right, title or interest in
6 the property and any additional facts supporting the petitioner's
7 claim and the relief sought.

8 c. The United States may also, to the extent
9 practicable, provide direct written notice to any person known to
10 have alleged an interest in the property that is the subject of
11 the Order of Forfeiture, as a substitute for published notice as
12 to those persons so notified.

13 5. If a petition is timely filed, upon adjudication of all
14 third-party interests, if any, this Court will enter a Final
15 Order of Forfeiture pursuant to 18 U.S.C. § 982(a)(1) and 21
16 U.S.C. § 853(a), in which all interests will be addressed.

17 IT IS SO ORDERED.

18 Dated: September 25, 2007

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22 MORRISON C. ENGLAND, JR.
23 UNITED STATES DISTRICT JUDGE
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